

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	No. CR22-037-RSL
Plaintiff,)	
v.)	DEFENSE MEMORANDUM
JAQUAN KEON JACKSON,)	REGARDING PLEA
Defendant.)	

Jaquan Jackson intends to enter a guilty plea on February 28, 2023, before the Honorable Mary Alice Theiler. Because there is no plea agreement, the government previously filed a memorandum setting forth the areas of inquiry to ensure that Mr. Jackson is making a knowing, intelligent, and voluntary decision to enter a guilty plea, and that there is a factual basis to support each essential element of the charged offense. *See* Dkt. 20.

Mr. Jackson respectfully offers a single correction to the government's memorandum. Section 4(h) states that Mr. Jackson will waive the right to appeal any "pretrial rulings." In fact, Mr. Jackson will retain the right to challenge the constitutionality of 18 U.S.C. § 922(g). *See Class v. United States*, 138 S. Ct. 798 (2018) (unconditional plea does not waive the right to challenge the constitutionality of the statute of conviction).

For a factual basis, Mr. Jackson will admit that on February 4, 2022, within the Western District of Washington, he knowingly possessed, in and affecting interstate

1 commerce, a firearm. Mr. Jackson further will admit that when he possessed the firearm
2 he knew he previously had been convicted of a crime punishable by more than one
3 year, to wit Felon in Possession of a Firearm in violation of 18 U.S.C. § 922(g), in case
4 number CR20-096-RSL, on or about May 4, 2021.

5 DATED this 22nd day of February 2023.

6 Respectfully submitted,

7 *s/ Gregory Murphy*
8 Assistant Federal Public Defender
9 Attorney for Jaquan Jackson
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